

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA, )  
 )  
 v. ) ) Criminal No. 05-172  
 )  
 JOSEPH DEES ) ) Electronically Filed

## **Order of Court**

On September 26, 2005, defendant filed a motion in limine to compel the government to provide defendant with a statement of uncharged misconduct evidence (doc. no. 19) which the government intends to use under Federal Rules of Evidence 404(b) and 609. Defendant seeks disclosure of the nature, dates and places of any criminal offenses or prior bad acts the government intends to use against defendant. The government provided that information in its response (doc. no. 21), and this motion is, therefore, **DENIED AS MOOT**.

SO ORDERED this 23rd day of November, 2005.

s/Arthur J. Schwab  
Arthur J. Schwab  
United States District Judge

cc: All counsel of record as listed below

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